

THE NORTH CAROLINA STATE BAR,	)
Plaintiff	) ANSWER
v.	) AMENDED COMPLAINT
THEOPHILUS O. STOKES, III, Attorney,	)
Defendant	, )

Defendant, answering the Plaintiff's Complaint, responds as follows:

- 1. Admitted upon information and belief.
- 2. Admitted.
- 3. Admitted.
- 4. Admitted.
- 5. Admitted as before.
- 6. Denied.
- 7. Admitted upon information and belief.
- 8. Denied.
- 9. Admitted upon information and belief.
- 10. Admitted that the Zanza check was deposited into First Citizens Bank. Denied that there was knowledge that the trust account check was deposited into the Zanza account.
- 11. Admitted upon information and belief that the checks were deposited on the same day. Denied that Defendant had knowledge of times of deposits.

- 12. Denied that the Defendant knew Raynor wired \$30,000.00 to New York from Zanza account.
- 13. Denied.
- 14. Defendant has no knowledge of this and therefore allegation is denied.
- 15. Denied.
- 16. Defendant denies knowledge of this allegation.
- 17. Admitted.
- 18. Defendant denies knowledge that the trust account check given to Raynor was deposited into the Zanza account.
- 19. Defendant denies knowledge of the deposit times of the two checks.
- 20. Admitted.
- 21. Denied. The bank placed a hold on the check.
- 22. Denied.
- 23. Denied.
- 24. Denied. The amount asked for by Sun Trust was returned to Sun Trust.
- 25. Denied.
- 26. Denied.
- 27. Admitted upon information and belief.
- 28. Admitted as to the misdemeanor pleas, however said pleas were done so without admitting guilt.
- 29. Admitted or Denied as previously set forth.
- 30. Admitted upon information and belief.
- 31. Admitted upon information and belief.

- 32. Admitted upon information and belief.
- 33. Admitted upon information and belief. Defendant maintains that sufficient amounts in his trust and business accounts were present to cover the balances for said clients.
- 34. Admitted in part and denied in part.
- 35. Denied.
- 36. Admitted the deposit was from Tyson Raynor not Terrell Raynor.
- 37. Admitted upon information and belief.
- 38. Admitted upon information and belief.
- 39. Defendant is without actual knowledge to respond to allegation 39.
- 40. Denied.
- 41. Admitted.
- 42. Defendant is without actual knowledge to respond to allegation 42.
- 43. Defendant is without actual knowledge to respond to allegation 43.
- 44. Denied.
- 45. Defendant is without knowledge to respond to allegation 45.
- 46. Defendant is without actual knowledge to respond to allegation 46.
- 47. Denied.
- 48. Denied.
- 49. Denied.
- 50. Defendant is without actual knowledge to respond to allegation 50.
- 51. Admitted

- 52. Admitted.
- 53. Admitted upon information and belief.
- 54. Defendant is without actual knowledge to respond to allegation 54.

As a further Answer to the Amended Complaint herein, the Defendant responds as follows:

Defendant denies that his actions were fraudulent or done with any dishonest purpose at any time. Defendant was informed by Raynor's bank that his checks were secured by his father's account which was over \$200,000.00 according to the bank and his father. Also, Defendant alleges that he had funds available for the benefit of any medical expenses outstanding for the clients referred to in the Complaint. Defendant denies that he personally benefited from entrusted funds or misappropriated entrusted funds and prays that he will not be disciplined for his non-fraudulent actions.

Theophilas O. Stokes, III

Defendant

State Bar No. 12222

P. O. Box 20491

Greensboro, NC 27420

(336) 210 1327

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Answer to Amended Complaint was served upon Plaintiff by depositing a copy of the same in the U.S. Mail in postage prepaid envelopes, or by hand-delivery to:

Ms. Jennifer A. Porter Deputy Counsel North Carolina State Bar P. O. Box 25908 Raleigh, NC 27611

This the /5/2 day of April, 2011.

Thoop hiller O. Stoker, III

Defendant